

Application No.: 10/541,232



APR 24 2006 PCT/PTO 24 APR 2006

Docket No.: 1152-0321PUS1

Docket No.: 1152-0321PUS1
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Masahiro SHIOI et al.

Application No.: 10/541,232

Confirmation No.: 4876

Filed: July 1, 2005

Art Unit: N/A

For: IMAGE DATA GENERATING APPARATUS
AND IMAGE DATA REPRODUCING
APPARATUS FOR REPRODUCING THE
DATA

Examiner: Not Yet Assigned

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notification of Missing Requirements dated February 23, 2006,
Applicant respectfully submits:

- ☒ Attached is a copy of the Notification of Missing Requirements (371 Formalities Letter).
- ☒ Attached is the Executed Declaration and Power of Attorney ☐ Original ☒ Photocopy.
- ☐ The specification attached to the executed Declaration and Power of Attorney is a true copy of the specification that was filed in the U.S. Patent and Trademark Office on July 1, 2005, including any amendments thereto (if applicable) filed on even date therewith.
- ☐ The undersigned hereby declares that "Attorney Docket No. 1152-0321PUS1" on page 1 of the attached Inventors' Declaration corresponds to Appl. No.10/541,232 filed

July 1, 2005 entitled "IMAGE DATA GENERATING APPARATUS AND IMAGE DATA REPRODUCING APPARATUS FOR REPRODUCING THE DATA."

- ☐ Attached is an English language translation of the above-identified application that was filed in a foreign language, which should be used as the copy for examination purposes.

See the attached Translator's Verification; or

The undersigned states that the English translation attached hereto is a true and correct translation of the application as originally filed in a foreign language.

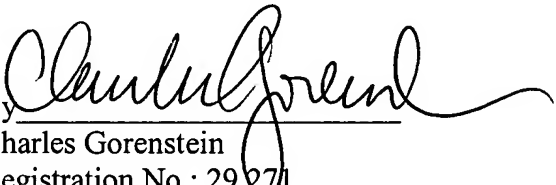
- ☐ Attached are @@@ sheet(s) of drawings. Please substitute these replacement drawings for the corresponding @@@ sheet(s) of drawings on file in the above-identified application.
- ☐ Attached are substitute claims commencing on a separate sheet in accordance with 37 C.F.R. § 1.75(h).
- ☐ Attached is a substitute abstract commencing on a separate sheet in accordance with 37 C.F.R. § 1.72(b).
- ☐ Attached is a substitute specification that complies with 37 C.F.R. § 1.52. The substitute specification does not contain new matter.
- ☐ Attached is a preliminary amendment.
- ☐ Applicant claims small entity status under 37 C.F.R. § 1.27.
- ☐ Attached is a Supplemental Application Data Sheet (ADS).
- ☐ Submitted concurrently herewith under separate cover for recording is an Assignment.
- ☒ Letter.

- ☐ Attached is a Petition for Extension of Time.
- ☒ The Government Filing Surcharge for late filing of oath and/or declaration in the amount of \$130.00 in accordance with 37 C.F.R. §§ 1.494 and 1.492 is not attached because Applicant's believe this Notice was sent in error as evidence in the attached Letter.
- ☐ Attached hereto is the fee transmittal listing the required fees.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to our Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under § 1.17; particularly, extension of time fees.

Dated: April 24, 2006

Respectfully submitted,

By 
Charles Gorenstein
Registration No.: 29,271
BIRCH, STEWART, KOLASCH & BIRCH, LLP
8110 Gatehouse Road
Suite 100 East
P.O. Box 747
Falls Church, Virginia 22040-0747
(703) 205-8000
Attorney for Applicant

Attachment(s)



Docket No.: 1152-0321PUS1
(PATENT)

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Application No.: 10/541,232

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Art Unit: N/A

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AND IMAGE DATA REPRODUCING
APPARATUS FOR REPRODUCING THE
DATA

Examiner: Not Yet Assigned

LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants received the Notification of Missing Requirements dated February 23, 2006 indicating that the Declaration filed on July 1, 2005 is not in compliance because it was not executed under 37 CFR 1.66 or 1.68.

Applicants attach hereto a copy of the Declaration as filed on July 1, 2005 which they believe was properly executed.

Because Applicants believe that the Declaration is in compliance, the surcharge fee of \$130.00 is not being paid.

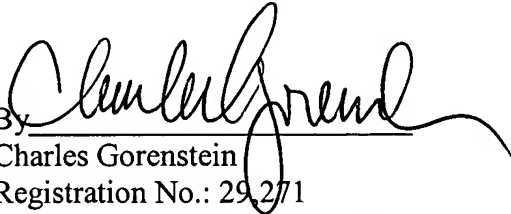
Application No.: 10/541,232

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Dated: April 24, 2006

Respectfully submitted,

By 

Charles Gorenstein

Registration No.: 29,271

BIRCH, STEWART, KOLASCH & BIRCH, LLP

8110 Gatehouse Road

Suite 100 East

P.O. Box 747

Falls Church, Virginia 22040-0747

(703) 205-8000

Attorney for Applicant



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

CG

U.S. APPLICATION NUMBER NO. 10/541,232	FIRST NAMED APPLICANT Masahiro Shioi	ATTY. DOCKET NO. 1152-0321PUS1
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INTERNATIONAL APPLICATION NO.

PCT/JP04/00418

I.A. FILING DATE 01/20/2004	PRIORITY DATE 01/20/2003
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2292
BIRCH STEWART KOLASCH & BIRCH
PO BOX 747
FALLS CHURCH, VA 22040-0747

Handwritten: Docketed
4-23-06
perfect

CONFIRMATION NO. 4876

371 FORMALITIES LETTER



OC000000018104146

Date Mailed: 02/23/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 07/01/2005
- Copy of the International Search Report filed on 07/01/2005
- Information Disclosure Statements filed on 07/01/2005
- Oath or Declaration filed on 07/01/2005
- Request for Immediate Examination filed on 07/01/2005
- Copy of references cited in ISR filed on 07/01/2005
- U.S. Basic National Fees filed on 07/01/2005
- Assignment filed on 07/01/2005
- Priority Documents filed on 07/01/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

MAMIE P PERSON

Telephone: (703) 308-9140 EXT 227

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/541,232	PCT/JP04/00418	1152-0321PUS1

FORM PCT/DO/EO/905 (371 Formalities Notice)